COUNTY OF LOS ANGELES - SHERIFF'S DEPARTMENT
INCIDENT DATA

WHAT INITIATED INCIDENT

Call	X	Observation	X	Search Warrant		Arrest Warrant	

LOCATION OF OCCURRENCE

[redacted] San Juan Street, Paramount

TYPE OF LOCATION

Residence	X	Business		Industrial		Parking Lot	
Street		Backyard		Freeway		Rural	
Other	X	Driveway					

SHOOTING CONDITIONS

DATE	TIME	DAY
12-03-95	0109 Hours	Sunday

LIGHTING	WEATHER
Street lights	Clear and cold

DISTANCE

Approximately 6-10 feet

CONTRIBUTING FACTORS

See Summary

LOS ANGELES COUNTY - SHERIFF'S DEPARTMENT

CLASSIFICATION

ACCIDENTAL:	No
GUN TAKE-AWAY:	No
PERSON(S) ARMED:	Yes
PERSON(S) UNARMED:	No
STARTLE:	No
UNINTENTIONAL:	No
DEPUTY IN UNIFORM:	[X] RAID JACKET: [ ] PLAIN CLOTHES: [ ]
VEST WORN:	Yes
FOOT PURSUIT:	No
VEHICLE PURSUIT:	No
MOVING VEHICLE:	No
VEHICLE STOP:	No
TYPE OF HOLSTER:	County Issue
GUN IN HOLSTER:	No
STRUGGLE INVOLVED:	No

ADDITIONAL FACTS AND INFORMATION:
See Summary

LOS ANGELES COUNTY - SHERIFF'S DEPARTMENT

DEPUTY INVOLVED

SHOOTER

EMPLOYEE'S NAME						
DOBIS, Thomas E.						

RANK	EMPLOYEE NO.	UNIT AND DIVISION / REGION OF ASSIGNMENT
Deputy	[redacted]	Lakewood Station/Field Operations Region III

SEX	RACE	HEIGHT	WEIGHT	DATE OF BIRTH	AGE
M	White	5'8"	175	[redacted]	34

DUTY STATUS	HIRE DATE
On Duty	10-12-88

UNIFORM	RAID JACKET	PLAIN CLOTHES	VEST
Yes	No	No	Yes

INJURED	DECEASED	CORONER'S CASE NO.
No	No	N/A

DESCRIPTION OF INJURIES
N/A

WAS THE DEPUTY IMMEDIATELY REMOVED FROM THE SCENE? YES [X] NO [ ]

WAS THE DEPUTY SEQUESTERED PRIOR TO THE INTERVIEW? YES [X] NO [ ]
WHERE? Lakewood Station
SUPERVISED BY: Lieutenant M. Smith and Sergeant Melton

WEAPON USED

TYPE	AUTHORIZED
Beretta, 9mm, Model 92F, semiautomatic pistol	Yes

AMMUNITION TYPE	AUTHORIZED
Department issued 9mm	Yes

RANGE QUALIFICATION (LAST DATE)	NO. OF ROUNDS FIRED BY DEPUTY	NO. OF HITS
[redacted]	Five	Unknown - See Summary

DEPUTY'S TOXICOLOGY

UNDER THE INFLUENCE	TEST FOR CAUSE ORDERED	ORDERED BY
No	No	N/A

TRAINING INFORMATION

LASER VILLAGE TRAINING (LAST DATE)	PRACTICAL POLICE COURSE (LAST DATE)
[redacted]	[redacted]

ASSIGNMENT HISTORY

DATE	UNIT OF ASSIGNMENT	RANK
11/22/92 - Present	Lakewood Station	Deputy Sheriff
[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]

PRIOR SHOOTING INCIDENTS (ALL KNOWN INCIDENTS WHERE DEPUTY HAS DISCHARGED A WEAPON INCLUDING ACCIDENTAL DISCHARGES AND SHOTS FIRED AT ANIMALS OR HUMANS)

FILE	DATE	TYPE
[redacted]		

DOBIS #[redacted]

LOS ANGE[illegible]S COUNTY - SHERIFF'S DE[illegible]RTMENT

DEPUTY INVOLVED

SHOOTER

EMPLOYEE'S NAME		
HOFSTETTER, George B.		

RANK	EMPLOYEE NO.	UNIT AND DIVISION / REGION OF ASSIGNMENT
Deputy	[redacted]	Lakewood Station/Field Operations Region III

SEX	RACE	HEIGHT	WEIGHT	DATE OF BIRTH	AGE
M	White	5'10"	160	[redacted]	30

DUTY STATUS	HIRE DATE
On Duty	01-04-89

UNIFORM	RAID JACKET	PLAIN CLOTHES	VEST
Yes	No	No	Yes

INJURED	DECEASED	CORONER'S CASE NO.
Yes	No	N/A

DESCRIPTION OF INJURIES
Abrasion to left forearm, near elbow

WAS THE DEPUTY IMMEDIATELY REMOVED FROM THE SCENE? YES [X] NO [ ]

WAS THE DEPUTY SEQUESTERED PRIOR TO THE INTERVIEW? YES [X] NO [ ]
WHERE? Lakewood Station
SUPERVISED BY: Lieutenant M. Smith and Sergeant Melton

WEAPON USED

TYPE	AUTHORIZED
Ithaca, 12 gauge shotgun	Yes

AMMUNITION TYPE	AUTHORIZED
Department issued 00 buck shot	Yes

RANGE QUALIFICATION (LAST DATE)	NO. OF ROUNDS FIRED BY DEPUTY	NO. OF HITS
[redacted]	Two	Unknown - See Summary

DEPUTY'S TOXICOLOGY

UNDER THE INFLUENCE	TEST FOR CAUSE ORDERED	ORDERED BY
No	No	N/A

TRAINING INFORMATION

LASER VILLAGE TRAINING (LAST DATE)	PRACTICAL POLICE COURSE (LAST DATE)
[redacted]	[redacted]

ASSIGNMENT HISTORY

DATE	UNIT OF ASSIGNMENT	RANK
09/12/93 - Present	Lakewood Station	Deputy Sheriff
[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]

PRIOR SHOOTING INCIDENTS (ALL KNOWN INCIDENTS WHERE DEPUTY HAS DISCHARGED A WEAPON INCLUDING ACCIDENTAL DISCHARGES AND SHOTS FIRED AT ANIMALS OR HUMANS)

FILE	DATE	TYPE
[redacted]		

LOS ANGE[illegible]ES COUNTY - SHERIFF'S D[illegible]ARTMENT

DEPUTY INVOLVED

SHOOTER

EMPLOYEE'S NAME HOOGSTEEN, Raymond L.						
RANK Reserve Deputy		EMPLOYEE NO. [redacted]	UNIT AND DIVISION / REGION OF ASSIGNMENT Lakewood Station/Field Operations Region III			
SEX M	RACE White	HEIGHT 6'4"	WEIGHT 220	DATE OF BIRTH [redacted]	AGE 33	
DUTY STATUS On Duty					HIRE DATE 02-09-92	
UNIFORM Yes	RAID JACKET No	PLAIN CLOTHES No			VEST Yes	
INJURED No				DECEASED No	CORONER'S CASE NO. N/A	
DESCRIPTION OF INJURIES N/A						

WAS THE DEPUTY IMMEDIATELY REMOVED FROM THE SCENE? YES [X] NO [ ]

WAS THE DEPUTY SEQUESTERED PRIOR TO THE INTERVIEW? YES [X] NO [ ]

WHERE? Lakewood Station

SUPERVISED BY: Lieutenant M. Smith and Sergeant Melton

WEAPON USED

TYPE Beretta, 9mm, Model 92F, semiautomatic pistol	AUTHORIZED Yes
AMMUNITION TYPE Department issued 9mm	AUTHORIZED Yes

RANGE QUALIFICATION (LAST DATE) [redacted]	NO. OF ROUNDS FIRED BY DEPUTY Four	NO. OF HITS Unknown - See Summary

DEPUTY'S TOXICOLOGY

UNDER THE INFLUENCE No	TEST FOR CAUSE ORDERED No	ORDERED BY N/A

TRAINING INFORMATION

LASER VILLAGE TRAINING (LAST DATE) [redacted]	PRACTICAL POLICE COURSE (LAST DATE) [redacted]

ASSIGNMENT HISTORY		
DATE	UNIT OF ASSIGNMENT	RANK
06/30/92 - Present	Lakewood Station	Res. Deputy Sheriff
[redacted]	[redacted]	[redacted]

PRIOR SHOOTING INCIDENTS (ALL KNOWN INCIDENTS WHERE DEPUTY HAS DISCHARGED A WEAPON INCLUDING ACCIDENTAL DISCHARGES AND SHOTS FIRED AT ANIMALS OR HUMANS)

FILE	DATE	TYPE
[redacted]		

LOS ANGE[illegible]S COUNTY - SHERIFF'S DE[illegible]RTMENT

SUSPECT/SUBJECT

LAST NAME	FIRST NAME	M/I
MARTINEZ	Miguel	A.

ADDRESS
[redacted]

SEX:	RACE	HEIGHT	WEIGHT	D.O.B.	AGE	DECEASED
M	Hispanic	5'6"	170	07-13-70	25	No

INJURED	DESCRIPTION OF INJURIES
Yes	Gunshot wounds to head, shoulder, arm, groin and leg

SUSPECT'S TOXICOLOGY

UNDER THE INFLUENCE
Unknown

TYPE OF SUBSTANCE	LAB TEST CONDUCTED
Unknown	Unknown

ARMED	TYPE OF WEAPON
Yes	.357 magnum revolver, Astra, 4"

NUMBER OF SHOTS FIRED BY SUSPECT	NUMBER OF HITS
Two	One

SUSPECT VEHICLE
N/A

CRIMINAL HISTORY (ATTACH COPY OF RAPS)
See attached

SUMMARY OF INCIDENT
See Summary

INVESTIGATIVE SUMMARY

The summary of this incident is based upon reports (Exhibits A and B), memorandum (Exhibit C) and taped interviews contained in this packet. This summary is preliminary and does not include an interview of the Department members involved in the incident by the Internal Affairs Bureau (IAB) investigators. Their accounts of the shooting were obtained verbally from supervisors and from the Homicide Bureau detectives who were at the scene and interviewed those involved.

On December 3, 1995, Lieutenant Ben Nottingham, and Sergeants Jerry Greene and Barry McCrummen of IAB were notified that two Lakewood Station units had been involved in a shooting and one male suspect had been wounded. After arriving at the location, [redacted] San Juan Street, Paramount, the IAB investigators contacted the field lieutenant, Lieutenant Dennis Werner, who provided preliminary details of the incident as relayed to him by Deputies Thomas Dobis, #[redacted], George Hofstetter, #[redacted] and Reserve Deputy Raymond Hoogsteen, #[redacted], who were involved in the shooting. The IAB investigators interviewed one witness at Lakewood Station. Deputy Chris Young of the Training Bureau was also present at the location.

Investigation revealed that on December 3, 1995, at 0056 hours, Deputies Hofstetter and Hoogsteen, unit 136, and Deputy Dobis, unit 136A, were assigned to assist unit 136D on a "Man With a Gun" call at Orange Avenue and San Miguel Street (Exhibit D).

> **IAB Note:** Deputy Thomas Dobis was accompanied by his [redacted], [redacted], who was riding as a civilian ride-along.

The units arrived in the area (Exhibit E), parking their vehicles at San Juan Street and Orange Avenue. The deputies then walked the block to the call, leaving Witness [redacted] in Deputy Dobis' radio car. After handling the call and upon returning to their radio cars, the deputies were advised by Witness [redacted] that he had observed someone hiding behind a van in the driveway just west of where he was.

All three deputies approached the van where they observed Suspect Miguel Martinez lying beneath the vehicle. The suspect ignored deputies' orders to remain still and climbed to his feet. It was at this time the deputies saw that he had a gun in his right hand. The suspect was directed to drop the weapon but instead, pointed his Astra .357 magnum revolver at the deputies and fired two rounds. Deputies Dobis and Hoogsteen returned fire with their departmentally authorized Beretta 92F semi-automatic pistols while Deputy Hofstetter fired his department issued Ithaca 12 gauge shotgun. The suspect was hit several times and fell to the ground, dropping his weapon.

The scene of the shooting was the driveway of the [redacted] house on the [redacted] side of San Juan Street west of Orange Avenue (Exhibit F). Witness [redacted] was seated in a radio car parked on the south side of San Juan Street, just east of the location when he first observed the suspect (Exhibit G). When the shooting began, the suspect was near the middle of the driveway and the deputies were in the area of where the driveway meets the sidewalk (Exhibit H), approximately six to ten feet from the suspect, with the garage serving as a background for the deputies (Exhibit I). The suspect's backdrop was a house across the street; one of his rounds impacted a vehicle parked on the north side of the street (Exhibit J).

Deputy Hofstetter suffered an abrasion to his left forearm, near his elbow, apparently the result of a ricochet or deflected round fired from the suspect. Suspect Martinez sustained multiple gunshot wounds to his head, shoulder, arm, groin and leg, which resulted in the loss of his right eye.

IAB Note: Based on the description of the suspect and weapon involved in the "Man With a Gun" call, it appears that Suspect Martinez was not the object of that call.

Deputy Thomas Dobis told Homicide Bureau investigators that he was working 136A and his [redacted] was riding with him as a civilian ride-along. He received a "Man With A Gun" call at Orange Avenue and San Miguel Street. He parked his radio car at the south curb of San Juan Street facing westbound, just south of Orange Avenue. Deputies Hoogsteen and Hofstetter (unit 136) parked facing southbound Orange Avenue behind him. The three deputies then walked to the area of the call, leaving Witness [redacted] in the radio car.

Deputy Thomas Dobis said they concluded the call and returned to their vehicles at which time Witness [redacted] told them that he had seen an individual acting suspiciously next to a van parked in the driveway of the [redacted] house west of their location. The three deputies approached the location with Deputy Hoogsteen leading, followed by Deputy Hofstetter and then Dobis. As they neared the driveway, Dobis heard Hoogsteen yell twice to someone, "Don't move." Dobis then observed the suspect lying on the driveway partially beneath a van with his head to the north and his left side exposed. Dobis removed his weapon from its holster and positioned himself at the west edge of the wrought iron gate where the sidewalk meets the driveway.

Deputy Thomas Dobis stated that he heard Deputy Hoogsteen yell at the suspect, "Put the gun down, drop the gun." As the suspect began to crawl out from under the van, Dobis observed that he had a gun in his right hand. All three deputies ordered the suspect to drop his weapon, stating, "Sheriff's Department. Drop the weapon." The suspect ignored the order and suddenly stood in a semi-crouched position and fired at least one time, possibly twice, at Deputy Hofstetter who was approximately eight to ten feet away. Dobis thought Hofstetter had been shot and fired his weapon at the suspect. The other deputies also fired. The suspect went down and he (Dobis) kept him covered with his weapon as he didn't want him to get up and start shooting at them again.

IAB Note: The Homicide Bureau investigation indicates that Deputy Thomas Dobis fired five rounds from his weapon.

Deputy George Hofstetter told Homicide Bureau investigators that he was working a two-man unit with Reserve Deputy Hoogsteen when they responded to a "Man With A Gun" call on Orange Avenue north of San Miguel Street. They parked their radio cars at San Juan Street and Orange Avenue and walked to the call. After completing the call, the deputies returned to their vehicles where they were advised by Witness [redacted] (a ride-along in unit 136A who remained in the radio car while the deputies handled the call) that he had seen a male hiding behind a white van parked in the driveway just west of their location.

Deputy Hofstetter said the deputies walked to the driveway to check on this individual. Hoogsteen was first in line, followed by Hofstetter and then Dobis. As they approached the driveway which had a half opened wrought iron gate across it, Hofstetter observed the suspect lying partially beneath the van with his head to the north and his right side completely under the van. Deputy Hoogsteen ordered the suspect to stay on the ground and not move. The suspect looked in the deputies' direction and started to move from beneath the vehicle. The suspect was again ordered by all three deputies not to move. The suspect moved both of his hands beneath his body and into a

push-up position. At this time Hofstetter observed the suspect had a revolver in his right hand. The deputies ordered the suspect several times to drop the gun and not to get up. The suspect continued to push himself up into a semi-crouched position. The suspect then extended his right arm directly at Hofstetter who saw two quick muzzle flashes and heard the suspect's weapon fire. Immediately after the first muzzle flash, Hofstetter felt a burning sensation on his left forearm and thought he had been shot. Hofstetter then fired his shotgun at the suspect from approximately six to seven feet.

Deputy Hofstetter related that at the time of the shooting, the deputies were approximately one to three feet from each other. He also added that the suspect did not respond physically or verbally to any of the deputies' commands.

IAB Note: The Homicide Bureau investigation revealed that Deputy Hofstetter fired two rounds from a Department issued Ithaca, 12 gauge shotgun.

Reserve Deputy Raymond Hoogsteen told Homicide Bureau investigators that he was working with Deputy Hofstetter in unit 136 when they received a "Man With A Gun" call. They parked their radio car and walked to the location, Orange Avenue adjacent to a [redacted], with Deputy Dobis. They were unable to locate the individual mentioned in the call and walked back to their vehicles.

Deputy Hoogsteen said that when they reached the cars, they were advised by Witness [redacted] that he had observed somebody hiding by a van in a driveway just west of their location. The deputies approached the van with Deputy Hoogsteen first in line, followed by Deputy Hofstetter and then Deputy Dobis. As they reached the van, Deputy Hoogsteen observed the suspect lying face down beneath the vehicle with his head pointing north. The suspect's left arm was protruding onto the driveway and his right arm was beneath the van. Hoogsteen withdrew his weapon and ordered the suspect not to move. The suspect did not obey this command and began to rise. As the suspect began to move, Hoogsteen saw a gun in his (suspect's) right hand. He told the suspect to drop the gun; the suspect did not comply, firing one round.

Deputy Hoogsteen added that he began shooting from a distance of six to eight feet, at the suspect who fired more rounds in the direction of the three deputies. He said the suspect fired two rounds, both of which were fired while the suspect was in a crouched position. He thought the first round fired by the suspect hit the ground, but he didn't know where the suspect's second round hit. He said the suspect did not communicate with the deputies in any manner and added that he heard Deputy Hofstetter yell at the suspect, "Drop the gun, don't move."

IAB Note: The Homicide Bureau investigation indicated that Deputy Hoogsteen fired four rounds from his weapon.

Witness [redacted] told Homicide Bureau and IAB investigators that he was riding as a civilian ride-along with his [redacted], Deputy Thomas Dobis, in unit 136A. They responded to a "Man With a Gun" call in the area of Orange Avenue and San Juan Street, Paramount. They turned west on San Juan Street and parked at the corner. Another radio car parked southbound on Orange Avenue behind them. The deputies got out of their vehicles and walked south on Orange Avenue toward the [redacted].

Witness [redacted] said he remained in the radio car while the deputies were gone. He was "there for a little while" when he thought he saw "some movement" in front of him by a white van in the driveway, not more than 30 feet away. He saw more movement and a few minutes later observed something move down toward the grass. He said, "It looked like somebody actually

laying down, trying to crawl out across the grass." He started "getting a little nervous." The helicopter then started circling and spotlighted the area. Who ever was on the ground, got up and moved back out of sight behind the van. Witness [redacted] said, "At that time I knew that it was not something; it was somebody over there." The helicopter left. The deputies returned to the radio cars about five minutes later and [redacted] advised them, "Over there; there's some movement over there behind the van."

Witness [redacted] related that the deputies then walked on the sidewalk toward the van. As soon as they got to the van, they drew their weapons and hollered, "Freeze. Don't move. Fucking don't do anything, just freeze." A few seconds later, they were backing up into the street from the sidewalk, just about running backwards, yelling, "Freeze, drop the gun. Freeze, fucking drop the God damn gun." Although the Witness was still in the radio car, he heard the deputies tell the suspect to drop his gun three or four times. He never heard the suspect say anything and never actually saw the suspect during the shooting as his view was blocked by the van.

Witness [redacted] stated that he then heard a "bang," saw a shotgun flash and heard more gunfire. The deputies were well into the street when they fired and not behind any cover. They were next to each other to begin with, but fired and quickly spread out to the sides. He said it was hard to tell who fired first but added, "I want to say I heard just like a little 'pop' first, and then the shotgun blast." He thought he heard eight to ten total shots fired.

Witness [redacted] said that the deputies moved in again behind the van and hollered at the suspect. Two deputies went to the west, on the street by the fence, toward the van. The other deputy went east toward the witness and then behind the van and proceeded toward the suspect. The deputies kept hollering at the suspect not to move or touch the gun.

IAB Note: Inspection of Suspect Martinez' clothing, which had been removed by the paramedics, revealed that he had additional ammunition in his possession (Exhibit K).

At the time of this shooting, the suspect was wanted by the Downey Police Department for Murder, 187 PC, under arrest warrant VA022024. Homicide Bureau investigators amended this Downey Municipal Court Complaint, charging Suspect Martinez with three additional counts of Attempted Murder of a Peace Officer, 664/187 PC.

IAB Note: Suspect Martinez appears to be a [redacted] candidate.

LOS ANGELES COUNTY - SHERIFF'S DEPARTMENT

WITNESS LIST

SWORN AND DEPT EMPLOYEES TO INCLUDE NAME, RANK, EMPLOYEE NUMBER, UNIT, AND DIVISION/REGION OF ASSIGNMENT - ALL OTHER WITNESSES TO INCLUDE NAME, ADDRESS (BUSINESS AND HOME) AND TELEPHONE #

WITNESS # 1 [redacted] MW/32

[redacted]

was interviewed on December 3, 1995 at 0443 hours by Sergeants Jerry Greene and Barry McCrummen of the Internal Affairs Bureau. The interview was tape recorded.

WITNESS # ____

was interviewed on ________________ at _______ hours by ________________________ of the Internal Affairs Bureau. The interview was (was not) tape recorded. The person interviewed was given a copy of his/herAdministrativeRights: Yes [__] No [__]

WITNESS # ____

was interviewed on ________________ at _______ hours by ________________________ of the Internal Affairs Bureau. The interview was (was not) tape recorded. The person interviewed was given a copy of his/herAdministrativeRights: Yes [__] No [__]

WITNESS # ____

was interviewed on ________________ at _______ hours by ________________________ of the Internal Affairs Bureau. The interview was (was not) tape recorded. The person interviewed was given a copy of his/herAdministrativeRights: Yes [__] No [__]

NOTE: THIS LIST ONLY CONTAINS THOSE WITNESSES PERSONALLY INTERVIEWED BY I.A.B. INVESTIGATORS. SEE ATTACHED REPORTS AND DOCUMENTS FOR POSSIBLE ADDITIONAL WITNESSES.